

DEPARTMENT OF VETERANS AFFAIRS

**Justification and Approval
For
Other Than Full and Open Competition**

1. **Contracting Activity:**

Department of Veterans Affairs, VISN 23, #636A6 Nebraska-Western Iowa Health Care System (NWIHCS), VA Medical Center, Omaha, NE.

Justification for Other than Full and Open Competition – Sole Source
Obligation Document Number(s) (VA2237): 636-14-1-2096-0008

2. **Nature and/or Description of the Action Being Processed:**

The current NWIHCS Courtesy-Medivan Transportation Contract will expire December 31, 2013 and a new contract will not be awarded prior to this date. This request is for a six (6) month "Stop Gap" contract with the incumbent contractor, Omaha Ambulance Service Inc., 5935 Henninger Drive, Omaha Nebraska 68104-1269, DUNS 034891903, which will bridge the current services until a long term solution can be awarded. The safe transportation of Veteran patients is an essential service required for medical treatment and would severely compromise operations and safety if this service is discontinued until a new contract is in place.

3. **Description of Supplies/Services Required to Meet the Agency's Needs:**

The purpose of this contract is to provide a 24-hour, 7 days a week, Courtesy and Medivan Transportation Service to meet the needs of the VA Medical Center located in Omaha, Nebraska. The contractor shall provide all necessary labor, vehicles and equipment to provide courtesy transportation services for ambulatory VA beneficiaries. In addition, the contractor shall also provide all necessary labor, vehicles, and equipment to provide transportation for wheelchair bound and disabled VA beneficiaries via the Medivan transportation services. This contract is considered a "Stop Gap" for a period of six months in duration. The total estimated cost is \$500,000.00.

4. **Statutory Authority Permitting Other than Full and Open Competition:**

Per FAR Subpart 6.3, Other Than Full and Open Competition, 41 U.S.C. 253(c) and 10 U.S.C. 2304(c), permit contracting without providing full and open competition based on the following FAR subpart:

- ☒ (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1

5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):**

The NWIHCS relies heavily on Courtesy-Medivan Transportation Services to enable Veterans and patients to maintain medical treatment at the Omaha VAHCS and out-sourced medical facilities. If the Courtesy-Medivan Transportation Service is discontinued or halted for any reason the level of service and care provided to Veterans and patients would compromise Veteran and patient health and severely hamper the operational capabilities of the NWIHCS facilities. The incumbent contractor, Omaha Ambulance Service Inc., 5935 Henninger Drive, Omaha Nebraska 68104-1269, DUNS 034891903, is familiar with the NWIHCS scheduling, billing, and transportation processes, as well as the NWIHCS facilities. Furthermore, they have required resources to effectively execute the contract requirements to transport patients from their personal residence to the VA and out-

sourced medical facilities for daily/weekly dialysis treatments. Additionally, the incumbent contractor has the required licenses and certifications for Courtesy-Medivan Transportation Services. Mission failure is not an option and selecting a firm for temporary services until a new contract is in place is not cost effective nor in the best interest of the Government. Any disruption to services will cause confusion and delay critical emergency services that will place Veterans lives at risk.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Due to the urgency of the requirement being an essential service provided by the hospital which cannot be disrupted, it was determined that the use of Omaha Ambulance Services Inc (the incumbent) contractor was in the best interest of the Government to maintain and provide a seamless transition with no interruptions of service for the duration of this six (6) month "Stop Gap" contract. Per FAR 6.302-1(d)(2) and 5.101(a)(1) a notice of intent to sole source this procurement was posted on the Federal Business Opportunities website on December 2, 2013 to ensure that any other offerors are notified and will be aware of the long term follow-on solution contract.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The Contracting Officer has historical pricing information from the last three contracts (VA263-P-0825, VA263-12-P-1043 and VA263-13-C-0100) awarded at the NWHCS and has also obtained pricing information from the Sioux Falls VAHCS current Transportation Contract (VA263-13-D-0263) for comparison of pricing to ensure that the anticipated cost will be fair and reasonable to the Government.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market Research was conducted and the results will be used as the acquisition strategy for the long term solution contract beyond this six (6) month "Stop Gap" award. Market Research for the requirement was polled using Federally Mandated Sources, GSA FSS Schedules, SBA Dynamic Search Tool and the internet which provided the proposed acquisition strategy for the long term solution of a competitive 100% small business socio-economic set aside. This preferred strategy will be used to award the long term solution beyond this six (6) month "stop gap" contract.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** It is essential that the current Courtesy Medivan Transportation Service remain in service until the long term solution can be awarded.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** None
11. **A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before Making subsequent acquisitions for the supplies or services required:**
It is the intent of the NWHCS to advertise and compete this requirement as a 100% Small Business set-aside in the future for the long term contractual solution to be awarded by July 1, 2014.

12. **Requirements Certification:**

I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.



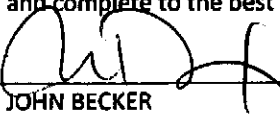
DAVID CONRAD
Patient's Benefit Supervisor
NWIHCS, Omaha NE

12-3-2013

Date

13. **Approvals in accordance with FAR 6.304**

a. **Contracting Officer's Certification: (required)** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

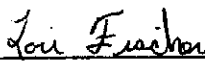


JOHN BECKER
Contracting Officer, NCO 23

12/3/2013

Date

b. **FCM:** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.



LORI FISCHER
Facility Contract Manager, NCO 23

12/3/2013

Date